

Senate Bill No. 549

Passed the Senate September 2, 2009

Secretary of the Senate

Passed the Assembly August 31, 2009

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2009, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Section 7401.5 to the Business and Professions Code, relating to barbering and cosmetology.

LEGISLATIVE COUNSEL'S DIGEST

SB 549, Correa. Barbering and cosmetology.

Under existing law, the Barbering and Cosmetology Act, the State Board of Barbering and Cosmetology licenses and regulates persons engaged in the practice of barbering and cosmetology. Existing law also requires an establishment in which barbering and cosmetology is practiced to be licensed by the board.

This bill would authorize applicants for a license issued by the board, and board licensees to report gender, language preference, and ethnicity information, as specified, in initial applications for licensure and in license renewal forms. The bill would also authorize applicants for an establishment license and establishment licensees to report this same information in the same manner. The bill would further require the board to compile this information quarterly and, subject to specified limitations, to post it on the board's Internet Web site. The bill would require the initial application and license renewal forms to state, among other things, that reporting this information is voluntary and no adverse action shall be taken against an applicant or licensee that does not report this information. The bill would declare the intent of the Legislature in this regard.

The people of the State of California do enact as follows:

SECTION 1. (a) It is the intent of the Legislature to collect information on gender, language preference, and ethnicity of all licensees of the State Board of Barbering and Cosmetology, including establishment licensees.

(b) Collecting data on the gender, language preference, and ethnicity of establishment licensees and board licensees will help ensure that appropriate health and safety information is effectively provided to affected licensees.

SEC. 2. Section 7401.5 is added to the Business and Professions Code, to read:

7401.5. (a) Any applicant for a license issued by the board and a licensee of the board may report information to the board, in his or her initial application for a license and in license renewal forms, and the board shall collect that information reported, regarding the applicant's or licensee's gender, language preference, and ethnicity.

(b) An applicant for an establishment license and an establishment licensee may report information to the board, in his or her initial application for a license and in license renewal forms, and the board shall collect that information reported, regarding the applicant's and licensee's gender, language preference, and ethnicity.

(c) The information collected by the board pursuant to this section shall be compiled quarterly and posted on the board's Internet Web site. The board shall keep the information collected confidential and shall only post that information collected in a manner that does not identify individual applicants and licensees.

(d) The board, in an initial application for licensure or in a form for license renewal, shall state in a conspicuous manner that reporting information regarding gender, language preference, and ethnicity is voluntary, is not a condition of licensure or license renewal, and that no adverse action shall be taken against any applicant or licensee that does not report this information.

Approved _____, 2009

Governor